

Message Text

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PAGE 01 STATE 067456

70

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FM SECSTATE WASHDC

TO AMEMBASSY BONN IMMEDIATE

INFO USMISSION BERLIN IMMEDIATE

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C O N F I D E N T I A L STATE 067456

E.O. 11652: GDS

TAGS: PFOR, PINT, WB, GW, GE, US, UK, FR

SUBJECT: BK/O ON PRIVILEGES AND IMMUNITIES FOR GDR
PERMREPS

REF: A. BERLIN 571

B. BONN 5271

C. BONN 4866

D. BERLIN 553

E. BERLIN 492

F. BERLIN 582

1. DEPT SHARES SENAT AND USBER VIEW THAT BRITISH ARE
SEEKING, FOR REASONS WHICH REMAIN OBSCURE, TO MAKE A
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PAGE 02 STATE 067456

SIMPLE PROCEDURE OVERLY COMPLEX. ALL THAT IS REQUIRED,

IN OUR JUDGMENT, IS TO ISSUE BK/O CITING FRG ORDINANCE
AND STATING QUOTE SUBJECT TO SAME RESERVATIONS SET FORTH
IN BK/O (73) 7, THE ALLIED KOMMANDATURA APPROVES PRO-
MULGATION IN BERLIN OF THE ABOVE CITED ORDINANCE. UNQUOTE.

2. IF ALLIES WILL NOT ACCEPT THIS APPROACH WE WOULD BE
WILLING TO ACCEPT MODIFIED BK/O AND BK/L TEXTS CONTAINED
REFTEL B SUBJECT TO MINOR REVISION ALONG FOLLOWING LINES:

A. PARAGRAPH (1) OF BK/O SHOULD READ: QUOTE THE ALLIED
KOMMANDATURA APPROVES THE TAKE OVER OF THE ORDINANCE
CITED ABOVE, THE PROVISIONS OF WHICH ARE TO BE APPLIED AS

NECESSARY TO AVOID ANY IMPEDIMENT TO THE DUE PERFORMANCE
BY THE PERMANENT MISSION OF THE GDR TO THE FRG OF ITS
FUNCTIONS. UNQUOTE.

B. DRAFT BK/L (PARA 3 REFTL B): THE WORD "SOLE" IN
LINE TWO OF PARAGRAPH ONE AND THE FINAL PHRASE OF PARA-
GRAPH ONE, BEGINNING "NOTABLY ITS POWERS TO DETERMINE..."
SHOULD BE DELETED.

3. WE SEE NO NEED TO VARY ESTABLISHED PROCEDURES WITH
REGARD TO EXTENDING PROTOCOL NOTE 6 TO BERLIN (PARA 4
REFTEL C). BERLIN IS INCLUDED IN PROTOKOLVERMERK
NUMBER 6 AND GDR HAS APPARENTLY ACCEPTED FRG ROLE IN
REPRESENTING WEST BERLIN IN ITS CONFIDENTIAL ORAL REMARKS.
BERLIN SENAT, IF IT WISHES EXTENSION, NEED ONLY SUBMIT
RELEVANT SEGMENTS OF PROTOCOL NOTES OR PROTOCOL PROPER
TO ALLIED KOMMANDATURA AS REQUIRED BY BK/L (73) 21. RUSH

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